IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

TUESDAY, THE 18TH SEPTEMBER 2007 / 27TH BHADRA 1929

LA.App..No. 811 of 2001()

LAR.88/1994 of II ADDL.SUB COURT,TRIVANDRUM
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APPELLANTS:
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1. STATE OF KERALA

2. ELECTRONICS TECHNOLOGY PARKS,
(KERALA) TVM, REP. BY ITS CHIEF EXECUTIVE OFFICER

BY GOVERNMENT PLEADER K.R.DEEPA

RESPONDENT:

KESAVAN RAGHAVAN,
THOPPINAKATTU VEEDU, ATTIPRA

BY ADV. SRI.P.B.SURESH KUMAR
SRI.K.P.SUJESHKUMAR

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 18/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ

L.A.A. 811/2001

Dated this the 18th day of September, 2007

JUDGMENT

Kurian Joseph, J

This is an appeal filed against the judgment and decree in LAR.88/94 on the file of the II Additional Sub Court, Thiruvananthapuram. Acquisition is for the purpose of Techno Park. The land value is fixed relying on Ext.A3 sale deed executed on 27.10.1989. The reference Court found that the respondent had admitted that Ext.A3 sale deed has taken place in the ordinary course of business. It has also found that the acquired land is similar to the land covered by Ext.A3. Thus, the reliance placed on Ext.A3 is only proper, since the notification is only in the year 1991. There is no merit in this appeal and the same is dismissed.

KURIAN JOSEPH
Judge

HARUN-UL-RASHID
Judge

mrcs